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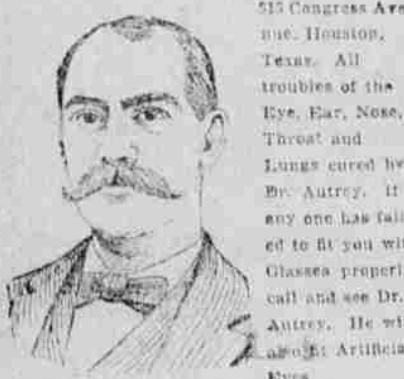
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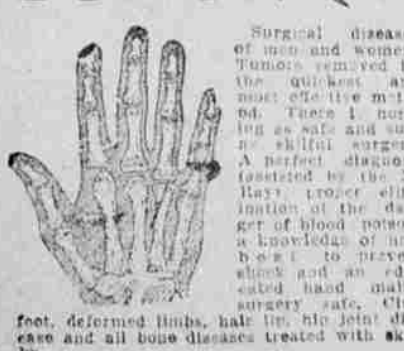
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APPLICATION NOT HEARD

Water Company Receivership Matter May Be Settled Out of Court.

CONDEMNATION PROCEEDINGS ENTERED

International's Franklin Avenue Property at Issue—Houston Business Transacted.

The hearing of the Phoenix Lumber company's application for a receiver for the Houston Water company, which was to have taken place before Judge Wilson in the Fifty-fifth civil district court yesterday, has been postponed, and no definite time for it has been fixed. It is understood that the entire matter will be settled out of court.

There was no session of the county court yesterday, Judge Vassar having decided to adjourn until Friday rather than put the county to the expense of maintaining a jury in the interim. There are only four cases set for trial during the week, all others having been heretofore disposed of.

City Attorney Stewart yesterday filed in the county court condemnation proceedings against the International and Great Northern Railroad company, the property at issue being that necessary to the opening of Washington street. The suit is the result of a resolution adopted by the city council several days ago.

The case of W. M. Rice against the San Antonio and Aransas Pass Railroad company, wherein the plaintiff seeks to recover damages resulting from a fire in one of his pastures, is on trial before Judge Wilson. It is alleged that the fire originated from sparks thrown out by a passing locomotive belonging to the defendant company.

There were no proceedings before Judge Tod in the Eleventh civil district court yesterday.

Criminal Cases Set.

Criminal District Judge E. D. Gavin came up from Galveston yesterday, and, assisted by Clerk Ellis, set the following cases for trial during the April term of the court:

Monday, April 3.—Annie Henderson, theft; Jim Smith, burglary; Jacob Deane, abduction; A. Kraatz, appeal; Mary Terrell, appeal; Henry Williams, appeal.

Tuesday, April 4.—Jim Ravel, two cases, forgery and aggravated assault; Tom Brown, alias Catfish, burglary, also theft; Henry McPherson, assault to murder; Walter Smith, theft.

Wednesday, April 5.—Aggie Jackson, theft; John Harris, theft; August Haxthausen, theft, two cases; John Fisher, assault to murder; Monroe Dickson, robbery.

Thursday, April 6.—Mickey O'Brien and John Kelly, assault to murder and robbery; John Scott, burglary, two cases; J. S. Starr, theft; George Jackson, burglary, also theft; Robert Fioth, theft.

Friday, April 7.—Augusta Weiss, hog theft; Sol Jacobs, forgery, four cases; Rivers Freeman, theft; Charles Williams, alias Jones, theft.

Saturday, April 8.—Jim Foley, theft, also burglary; L. L. Bowring, appeal; Herman Hama, appeal; Mrs. Rebecca Stark, appeal; Mary Wright, appeal; Harry Jacobs, appeal; Ida Swan, appeal; Alice Ploek, appeal.

Monday, April 10.—George De Moss, murder.

Tuesday, April 11.—Emmet Crow, murder.

Wednesday, April 12.—John Johnson, assault to murder; Ben Pennilla, receiving stolen property.

Thursday, April 13.—Calvin Clay, cattle theft, three cases.

Friday, April 14.—Paul Becker and H. Buchanan, misdemeanor theft, seven cases.

County Court.

W. L. Foley vs. Mary Ann Perry; dismissed by plaintiff at his cost.

PROBATE COURT.

Estate of Elvira W. Hutchins; report of sale filed and noted.

Estate of James D. Koehler, minor; bond of Elizabeth Campbell in the sum of \$2600, with Adam Clay and C. H. Barnes as sureties approved and ordered recorded.

Estate of Rufus H. Parker, deceased; the report of sale by the administrator of certain lands in Fort Bend county, for \$1720, is confirmed.

Estate of Francis E. Van Wier, Leticia Jones appointed administratrix of this estate, and bond fixed at \$300.

Estate of James Denner, deceased; upon application the administrator of this estate is authorized and instructed to bring suit against Thomas Greenwood and the sureties on his bond for possession of the estate.

The following probate cases were filed:

Estate John Ely; lunacy.

Estate Nellie M. James W. and George Dickson; guardianship.

FIFTY-FIFTH CIVIL DISTRICT COURT.

W. M. Rice vs. San Antonio and Aransas Pass Railway Company; on trial.

L. Larson vs. G. E. Hanev; plaintiff takes a non suit.

Seon Semontan vs. S. H. Perry; leave to defendant to file his amended original answer.

Fannie Williams vs. John Yates; judgment for defendant on cross bill for removal of cloud from title to property sued for.

C. W. Brodwing vs. Houston Street Railway Company; continued by plaintiff.

Ruby Turner vs. H. Bluestein; continued by plaintiff on ground of surprise.

Elizabeth Bammel vs. Robert J. Rice; judgment by agreement for plaintiff for land described in petition, and all costs against defendant.